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NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 6th May 1959:—

Issue No.	No. and date	Issued by	Subject
61	G.S.R. 531, dated 2nd May, 1959.	Ministry of Food & Agriculture.	Rescinding the Delhi Wheat (Export Control), Order, 1959.
	G.S.R. 532, dated 2nd May, 1959.	Do. . .	The Wheat (Uttar Pradesh) Price Control Order, 1959.
62	G.S.R. 533, dated 5th May, 1959.	Do. . .	Amendment in the Wheat (Regulation of use in Roller Mills) Order, 1958.
	G.S.R. 534, dated 5th May, 1959.	Do. . .	Amendment in the Punjab Roller Mills (Regulation of use of Wheat) Order, 1959.
63	G.S.R. 558, dated 6th May, 1959.	Do. . .	The Wheat (Uttar Pradesh) Second Price Control Order, 1959.
	G.S.R. 559, dated 6th May, 1959.	Do. . .	The Uttar Pradesh Wheat (Restriction on Movement) Order, 1959.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (i)

General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF EXTERNAL AFFAIRS

New Delhi, the 11th May 1959

G.S.R. 564.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following Rules, namely:

THE CENTRAL PASSPORT AND EMIGRATION ORGANISATION (INITIAL CONSTITUTION AND MAINTENANCE) RULES, 1959.

CHAPTER I*Preliminary*

1. Title.—These Rules may be called the Central Passport and Emigration Organisation (INITIAL CONSTITUTION AND MAINTENANCE) Rules, 1959. They shall come into force with effect from the 1st of January, 1959.

2. Application.—These rules shall apply to all Government servants who were borne on the establishment of either a Regional Passport Office or an Emigration Office in India on 1st January 1959 and to all those who may hereinafter be appointed in accordance with these rules to the Central Passport and Emigration Organisation (hereafter referred to in abbreviated form as C.P.E.O.) which has been formed with effect from 1st January, 1959, after amalgamation of the Central Passport Organisation and the Emigration Organisation.

CHAPTER II

Duty Posts and Authorised Strength

3. (1) The C.P.E.O. will include the duty posts and have the authorised strength shown in the Appendix hereunto attached.

(2) The duty posts and authorised strength will be reviewed every three years.

CHAPTER III

Grades and Pay

4. The grades and pay of the duty posts in the organisation will be as follows:—

<i>Grade</i>	<i>Scale of pay</i>	<i>Class of post</i>	<i>Particulars</i>
Grade I	1000-50-1400	Class I Non-Ministerial Gazetted.	Regional Passport Officers, Madras, Bombay and Delhi.
Grade II	600-40-1000-50/2-1100-1150	Do.	(i) Regional Passport Officers, Calcutta and Lucknow. (ii) Asstt. Passport Officers.
Grade III	400-25-500-EB-30-620	Class II Non-Ministerial Gazetted.	(i) Public Relations Officers, (Passport). (ii) Public Relations Officers, (Emigration) Bombay & Madras.
Grade IV	300-20-500	Class II Ministerial Gazetted.	(i) Protectors of Emigrants, Nagapattanam, Tuticorin, Mandapam (Existing Protectors of Emigrants confirmed in the scale of Rs. 275-25-500 shall continue to draw pay in that scale). (ii) Superintendents in Passport Offices. (iii) Superintendents (Emigration) Calcutta and Lucknow.
Grade V	160-10-330	Class III Ministerial Non-Gazetted.	Assistants.
Grade VI	80-5-120-8-200-EB-10/2-220	Do.	(i) Upper Division Clerks. (ii) Stenographers.
Grade VII	60-3-81-EB-4-125-5130.	Do.	Lower Division Clerks.

CHAPTER IV

Initial Constitution of the C.P.E.O. & Appointments

5. Recruitment at the initial constitution.—At the initial constitution appointments shall be made only to Grade III, IV, V, VI and VII of the service. The duty posts in Grades I and II shall be filled in accordance with para 13 of these Rules.

6. Provisional appointment.—Any officer who on the prescribed date is borne on the establishment of either a Regional Passport Officer or an Emigration Office in India shall, on that date, be deemed to have been provisionally appointed to the C.P.E.O. on the same post, in the same capacity and on the same scale of pay as obtained on that date:

Provided that the above provision shall not confer on any officer any right, privilege or advantage which the said officer did not possess on the prescribed date.

7. Grading of officers provisionally appointed.—(1) The Reorganisation Board referred to in paragraph 9 below shall, as soon as may be, grade each officer referred to in paragraph 6 for formal appointment to one of the grades referred to in paragraph 4 other than Grades I and II. The existing incumbent of the post of Controller of Emigration shall however, be eligible for appointment to Grade II.

(2) Such grading shall be made on the basis of the conditions of eligibility laid down in paragraph 8 below.

(3) If, after such grade, there is surplus staff for whom no regular posts in the C.P.E.O. exist, such surplus staff shall be appointed to supernumerary posts to be created for the purpose. An officer appointed to a supernumerary post will continue in such post till he is absorbed in a regular post, or, being found unfit for further service, is discharged.

8. Conditions of eligibility for appointment to particular grades.—(1) Educational Qualifications:

An officer shall be eligible for appointment only if he possesses the education qualifications mentioned below in respect of the grades specified:—

- (a) *Grades III, IV and V.*—The officer should have passed the degree examination of an Indian University or hold qualifications from a foreign University recognised to be equivalent.
- (b) *Grades VI and VII.*—The officer should have passed the matriculation or higher secondary or other equivalent examination of an Indian University or hold qualifications from a foreign University recognised to be equivalent:

Provided that the educational qualifications referred to in (a) above may be relaxed by the Reorganisation Board where the Officer has the education qualifications referred to in (b) above, entered the service of the Central Government or a State Government in India in the clerical grades and has rendered continuous service for the number of years shown against each grade below:—

- | | |
|----------------------------------|-----------|
| (i) For appointment to Grade III | 18 Years. |
| (ii) For appointment to Grade IV | 13 Years. |
| (iii) For appointment to Grade V | 8 Years. |
| (iv) For appointment to Grade VI | 5 Years. |

Provided further that in respect of officers belonging to Scheduled Castes and Scheduled Tribes as defined by any notification issued by the Government of India, the qualifying periods referred to in the proviso above shall be reduced to the following:—

- | | |
|----------------------------------|-----------|
| (i) For appointment to Grade III | 15 Years. |
| (ii) For appointment to Grade IV | 10 Years. |
| (iii) For appointment to Grade V | 5 Years. |
| (iv) For appointment to Grade VI | 3 Years. |

2. Service Qualifications:—

(a) An officer shall be eligible for appointment to a grade only if he has rendered the service as shown below against the grade concerned:—

- (i) *Grade III.*—Five Years' service in a post included in Grade IV or an equivalent post or on pay exceeding the minimum of the time scale of pay of Grade IV.
- (ii) *Grade IV.*—Five Years' service in a post included in Grade V or an equivalent post or on pay exceeding the minimum of the time scale of pay of Grade V.
- (iii) *Grade V.*—Three Years' service in a post included in Grade VI or an equivalent post.
- (iv) *Grade VI.*—Five Years' service in a post included in Grade VII or an equivalent post.
- (v) *Grade VII.*—Be in service on the prescribed date in a post included in Grade VII.

- (b) The above qualifications shall not be required of an officer who has already officiated in a grade continuously for a period of two years immediately prior to the prescribed date and whom the Board considers to be otherwise fit for appointment to that grade.
- (c) The Reorganisation Board may, in exceptional circumstances, relax the above qualifications in favour of an officer whom they consider in all respects fit for appointment to that grade and who has already officiated in that grade continuously for a minimum period of one year.
- (d) For purposes of future promotion under paragraph 14, an officer to whom clauses (b) or (c) above apply shall count service in that grade only from the date on which he completes, in the next lower grade, the period of service laid down in clause (a) above.

9. Reorganisation Board.—(1) The Reorganisation Board, in respect of appointments to Grades III and IV shall consist of:—

- (i) A member of the U.P.S.C.—Chairman.
- (ii) Two Joint Secretaries to the Government of India nominated by the Ministry of External Affairs.—Members.
- (iii) A representative nominated by the Ministry of Home Affairs.—Member.
- (iv) The Chief Passport Officer to the Government of India.—Member/Secretary.

(2) In respect of the other grades the Reorganisation Board shall consist of:—

- (i) The Chief Passport Officer to the Government of India.—Chairman.
- (ii) Two Deputy Secretaries nominated by the Ministry of External Affairs.—Members.
- (iii) An Under Secretary of the Ministry of External Affairs.—Member/Secretary.

10. Approval of appointments.—The decisions of the Reorganisation Board shall take effect:—

- (i) In respect of Grades III and IV, with and subject to the concurrence of the U.P.S.C.
- (ii) In respect of Grade V, with and subject to approval of the Joint Secretary (Admn.) in the Ministry of External Affairs; and
- (iii) In respect of the other grades, with the approval of the Chief Passport Officer.

11. Fixation of Seniority at Initial Constitution.—(1) Seniority of an officer shall be fixed in the grade for which he is selected at the initial constitution.

(2) Seniority in a grade shall count—

- (i) In respect of Grades III and IV, with effect from the date from which the officer has continuously held a post in that grade or an equivalent grade, otherwise than on a purely temporary basis as a local arrangement or has continuously drawn pay exceeding the minimum of the time scale of pay of the grade, whichever is earlier.
- (ii) In respect of the other grades, with effect from the date the officer has continuously held a post in that grade or an equivalent post otherwise than on a purely temporary basis as a local arrangement:

Provided that for purposes of fixation of seniority, posts on the scales of pay in the left-hand column below shall be considered equivalent to the corresponding posts on the scales of pay shown in the right-hand column below:—

Scales of pay	Equivalent to
(a) Rs. 275-25-500	(a) Rs. 300-20-500 as in Grade IV of the service. (b) Rs. 160-10-330 as in Grade V of the service.
(b) (i) Rs. 150-10-220-10-300.	
(ii) Rs. 210-15-300.	
(iii) Rs. 150-10-370-15-400.	
(iv) Rs. 160-10-300-15-450.	
(v) Rs. 160-15-280-20-400.	
(vi) Rs. 200-15-305.	

- | | | |
|---|---|---|
| <p>(c) (i) Rs. 80—5—120—5—220.
 (ii) Rs. 90—5—120—5—175
 (iii) Rs. 75—5—140—8—220
 (iv) Rs. 90—5—140—8—220
 (v) Rs. 80—4—160—5—180
 (vi) Rs. 80—6—140—10—220
 (vii) Rs. 60—5—90—8—130—10—180
 (viii) Rs. 80—5—120—8—220—10/2—220
 (ix) Rs. 100—10—290
 (x) Rs. 140—5—190
 (xi) Rs. 60—5—150</p> | } | <p>(c) Rs. 80—5—120—8—200—10/2—220 as in Grade VI of the service.</p> |
| <p>(d) (i) Rs. 55—3—85—4—125—5—130
 (ii) Rs. 60—4—80—5—120
 (iii) Rs. 51—3—75—2½—100
 (iv) Rs. 30—3—60—5—100
 (v) Rs. 45—3—60—2—90
 (vi) Rs. 60—5/2—70—6/2—130</p> | } | <p>(d) Rs. 60—3—81—EB—4—125—130 as in the Grade VII of the service.</p> |

- (3) Seniority in Grades III and IV shall be fixed by the Reorganisation Board and shall be final.
- (4) Seniority in the other grades shall be fixed by the Chief Passport Officer. One single appeal may be made to the Joint Secretary (Admn.) against the orders of the Chief Passport Officer.

12. Probation.—An Officer appointed at the initial constitution shall be on probation for such period as the Reorganisation Board may prescribe. The period of probation so prescribed may be extended by the Controlling Authority at its discretion.

CHAPTER V

Maintenance

13. Filling of maintenance vacancies.—Posts in Grades I and II at the initial constitution, residual vacancies in other grades at the initial constitution and all maintenance vacancies shall be filled as follows:—

- (1) *Grade I.*—By the deputation of an officer of Grade I of the Indian Foreign Service Branch 'B' who has completed three years of service in that grade.

Provided that on the recommendations of the Senior Departmental Promotion Committee of the Ministry of External Affairs and with the concurrence of the Union Public Service Commission, posts in Grade I of the C.P.E.O. not exceeding in number half the permanent posts in that grade may be filled from among permanent members of the C.P.E.O. who have completed not less than six years of service in a post in Grade II of the C.P.E.O. or in an equivalent post in either of the amalgamated organisations.

- (2) *Grade II.*—By deputation of an officer of Grade II the Indian Foreign Service Branch 'B' who has completed one year of service in that grade or with the specific concurrence of the Union Public Service Commission, by any other officer of a Central Service Class I.

Provided that on the recommendations of the Senior Departmental Promotion Committee of the Ministry of External Affairs and with the concurrence of the Union Public Service Commission posts in Grade II of the C.P.E.O. not exceeding in number half the permanent posts in that grade may be filled from among permanent members of the C.P.E.O. who have completed 4 years of service in Grade III or in an equivalent post in either of the amalgamated organisations.

- (3) *Grade III and IV.*—By promotion on merit from amongst officers, respectively, of Grades IV and V of the C.P.E.O. who have completed five years of service in the respective lower grade; or in an equivalent post in either of the amalgamated organisations.

Provided that if in the opinion of the Departmental Promotion Committee of the Ministry of External Affairs and of the Union Public Service Commission no officer of the C.P.E.O. eligible or suitable for promotion to Grade III or Grade IV, as the case may be, is available, one or more posts in grade III or IV, may be filled for such minimum period as may be necessary, by the deputation of officers, respectively, of Grades III and IV of the Indian Foreign Service Branch 'B'. Such Indian Foreign Service Branch 'B' officer or officers shall be withdrawn as and when officers of the C.P.E.O. suitable for promotion to the grades mentioned are available.

- (4) **Grade V.**—(i) To the extent of 50% by promotion from amongst officer of Grade VI who have completed at least 3 years of service in that grade or in an equivalent post in either of the amalgamated organisations.
- (ii) To the extent of the remaining 50% by direct recruitment as a result of the Union Public Service Commission competitive examination for appointments to Grade IV of the Indian Foreign Service Branch 'B' and of the Central Secretariat Service. The minimum educational qualification shall be a degree of an Indian University or equivalent.
- (5) **Grade VI.**—All posts the functions of which are those of Upper Division Clerks will be filled by promotion from amongst officers of Grade VII who have completed five years of service in that grade or in an equivalent post in either of the amalgamated organisations, and the remaining posts, which are those of stenographers, by direct recruitment through the Union Public Service Commission on the basis of Stenographer's Test.
- (6) **Grade VII.**—(i) To the extent of 50% of the vacancies from among temporary clerks, if any, of the Regional Passport and Emigration Offices who are at least matriculates and who have completed one year of service; and
- (ii) The balance of the vacancies by direct recruitment as a result of the Union Public Service Commission competitive examination for clerks. The minimum educational qualification shall be matriculation of an Indian University or equivalent.

14. Promotions.—(1) Promotions to Grades I, II and III shall be made on the recommendations of the Senior Departmental Promotion Committee of the Ministry of External Affairs, and to other grades on the recommendations of the Junior Departmental Promotion Committee of that Ministry.

(2) Promotions to Grade V and above will be made on an All India basis, while those to Grade VI shall be made on a regional basis, i.e., from amongst Lower Division Clerks in the Regional Office in which the vacancy arises. Promotion on a regional basis shall not however affect *inter se* seniority.

15. Fixation of seniority on promotion.—The seniority *inter se* of promoted officers shall be fixed on the basis of the merit list compiled by the Departmental Promotion Committee and approved by the Union Public Service Commission or other competent authority.

16. Seniority of direct recruits.—(1) The *inter se* seniority of direct recruits shall be fixed in accordance with their ranking on the results of the Union Public Service Commission competitive examinations.

(2) Where vacancies in a grade are filled both by promotion and by direct recruitment, the promotees and direct recruits will be interweaved in the seniority list in the proportion of their numbers, the senior-most promotee to rank first.

17. Probation and trial.—(i) Direct recruits shall be on probation for a period of one year in the first instance.

(ii) Promotees shall be on trial for a period of one year and may, on the recommendations of the Departmental Promotion Committee, be reverted if their work in the higher grade is not found satisfactory.

18. Training.—Direct recruits as well as promotees may be required to undergo such training and for such periods as the Ministry of External Affairs may, by general or special orders, prescribe.

19. **Reservation of posts for Scheduled Castes and Tribes.**—Vacancies which are to be filled by direct recruitment shall be subject to the orders of the Government of India issued from time to time regarding reservations of vacancies for Scheduled Castes/Tribes and other specified categories of candidates.

CHAPTER VI

Terms and Conditions of Service

20. (1) An officer in Grades I to V of the C.P.E.O. will be liable to serve in any duty post in India to which he may be posted by the Controlling Authority.

(2) An officer in Grades VI and VII shall normally serve only in the office to which he is appointed, but may be transferred to any other office of the Organisation—(i) with his consent, or (ii) wherein the exigencies of service the Controlling Authority considers such a course to be necessary.

21. (1) Other terms and conditions such as those relating to leave, travelling allowance, discipline, pension, etc. will be governed by the existing rules or such rules as may be framed hereafter.

(2) Without prejudice to the generality of the provision of sub-rule (i) above, it is specifically provided herein that all officers of the C.P.E.O. will be subject to all provisions of the Central Civil Services (Conduct) Rules, 1955 as amended from time to time.

CHAPTER VII

Controlling Authority

22. The Controlling authority shall be the Ministry of External Affairs.

23. The powers of the Controlling authority shall be exercised:—

- (i) In respect of Grades I and II by a Secretary to the Government of India,
- (ii) In respect of Grades III and IV by a Joint Secretary to the Government of India; and
- (iii) In respect of other grades, by the Chief Passport Officer who shall have the *ex-officio* rank of Deputy Secretary to the Government of India.

CHAPTER VIII

Repeal

24. With effect from the coming into force of these Rules, the following shall cease to be in force:—

- (1) The Class I and Class II Emigration Officers Recruitment Rules 1955, published with the Ministry of External Affairs Notification No. S.R.O. 2120 (EMIR/1), dated the 1st October, 1955; and
- (2) Rules governing Recruitment, Promotion, Transfer etc. for Class III and Class IV posts in the Emigration Offices, published with the Ministry of External Affairs Notification No. S.R.O. 2115 (EMIR/2), dated the 30th August, 1956.

APPENDIX

Schedule of Duty Posts and Authorised Strength in the C. P. E. O.

Grade and Class of post	Scale of pay Rs.	Number of per- manent posts		Number of tem- porary posts	Total
		Duty posts	Leave reserve		
1	2	3	4	5	6
Grade I—Class I—Non-Ministerial, Gazetted.	1000-50-1400	3	3
Grade II—Class I—Non-Ministerial, Gazetted.	600—40—1000— 50/2-1100—1150	5	5

1	2	3	4	5	6
Grade III—Class II—Non-Ministerial, Gazetted.	400—25—500—EB —30—620.	3	..	4	7
Grade IV—Class II—Ministerial, Gazetted.	300—20—500	13	..	4	17*
Grade V—Class III—Ministerial, Non-Gazetted.	160—10—330	19	4	10	33**
Grade VI—Class III—Ministerial, Non-Gazetted.	80—5—120—8— 200—EB—10/2—220	60 4†	..	18 1†	83† †Stenographers.
Grade VII—Class III—Ministerial, Non-Gazetted.	60—3—81—EB—4 —125—5—130.	66	13	21	100‡

*The existing incumbents of the posts in the scale of Rs. 275—25—500 will be protected till they are promoted to the next higher grade.

**The existing incumbents of the posts in the scale of Rs. 200—15—305 will be protected till they are promoted to the next higher grade.

‡The number of posts in Grade VII is subject to further revision.

[No. CPE0/1.]

Y. K. PURI, Jt. Secy.

MINISTRY OF FINANCE

(Department of Revenue)

CUSTOMS

New Delhi, the 5th May 1959

G.S.R. 565.—In exercise of the powers conferred by clause (a) of section 3 of the Sea Customs Act, 1878 (8 of 1878) and in pursuance of clause (i) of article 258 of the Constitution, the Central Government hereby transfers from the Central Board of Revenue the powers and duties of the Chief Customs Authority under sections 144, 147, 148 and 151 of the said Act, in so far as such powers and duties relate to the Cochin Customs Port, and entrusts, with the consent of the Government of the State of Kerala to that Government, the powers and duties so transferred.

[No. 94-F. No. 15(1)/58-Cus. VII.]

New Delhi, the 16th May 1959

G.S.R. 566.—In exercise of the powers conferred by sub-section (1) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 296-Customs, dated the 6th December, 1958, namely:—

In the Schedule to the said notification, after entry 78, the following entry shall be added, namely:—

“79 Panel Pins of hard bright wire”.

[No. 96/F. No. 34/163/58-Cus.IV.]

G.S.R. 567.—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following

further amendment in the Customs Duties Drawback (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3), namely:—

Amendment

In the said rules, in the First Schedule after item 20 and the entry relating thereto, the following shall be inserted, namely:—

“21. Panel pins made of hard bright wire finer than 16 SWG—Rupees two hundred and three per ton.”

[No. 97/F. No. 34/163/58-Cus.IV.]

G.S.R. 568.—In exercise of the powers conferred by sub-section (1) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the notification of the Government of India, in the Ministry of Finance (Department of Revenue) No. 296-Customs, dated the 6th December, 1958, namely:—

In the Schedule to the said notification, after entry 79, the following entry shall be added, namely:—

“80 Plastic Sequins.”

[No. 98/F. No. 34/172/58-Cus.IV.]

G.S.R. 569.—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following amendment in the Customs Duties Drawback (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3), namely:—

Amendment

In the said rules, in the First Schedule, after item 21 and the entry relating thereto, the following shall be inserted, namely:—

“22 Plastic sequins, and articles incorporating plastic sequins—Four rupees and twenty naye paise per pound of plastic sequins.”

[No. 99/F. No. 34/172/58-Cus.IV.]

G.S.R. 570.—In exercise of the powers conferred by sub-section (3) of Section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following amendment in the Customs Duties Drawback (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3), namely:—

Amendment

In the First Schedule to the said Rules, for the existing item 11 and the entries relating thereto, the following shall be substituted, namely:—

“11. Ivory products.—Seven rupees and fifty naye paise per pound.”

[No. 100/F. No. 34/302/58-Cus.IV.]

(Department of Revenue)

CUSTOMS AND CENTRAL EXCISE

New Delhi, the 16th May 1959

G.S.R. 571.—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878), and section 37 of the Central Excises and salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of

Pondicherry, the Central Government hereby makes the following further amendment in the Customs and Central Excise Duties Refund (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3) of section 43B, namely:—

Amendment

In the said rules, in the First Schedule under Serial No. 8 'Steel Products' after item (45) and the entries relating thereto, the following entry shall be inserted, namely:—

"(46) Panel pins made of hard bright wire of 16 SWG and thicker gauges—Rupees fifty per ton of steel content."

[No. 34/F. No. 34/163/58-Cus.IV.]

G.S.R. 572.—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the Customs and Central Excise Duties Refund (Fixed Rates) Rules, 1958, the same having been previously published as required under the said sub-section (3) of section 43B, namely:—

Amendment

In the First Schedule to the said Rules under Serial No. 8 "Steel products", the following additions and amendments shall be made, namely:—

1. After the existing item 46 and the entries relating thereto the following entries shall be added;

"(47) Enamelware—Rupees fifty per ton of steel content.

(48) Fabricated steel structurals—Rupees fifty per ton of steel content.

(49) Steel ghamclas and pans—Rupees fifty per ton of steel content.

(50) Steel rat traps and steel parts of rat traps—Rupees fifty per ton of steel content.

(51) Watering cans—Rupees fifty per ton of steel content.

(52) Tinplate washers—Rupees sixty per ton of tinplate content."

2. For the existing entry shown against item (22), the following entry shall be substituted:

"(22) Steel tanks—Rupees fifty per ton of steel content."

[No. 35/F. No. 34/51/59-Cus.IV.]

M. A. RANGASWAMY, Dy. Secy.

(Department of Revenue)

CENTRAL EXCISES

New Delhi, the 16th May 1959

G.S.R. 573.—In exercise of the powers conferred by rule 8 of the Central Excise Rules, 1944, as in force in India and as applied to the State of Pondicherry and in supersession of the notification of the Government of India, Ministry of Finance (Department of Revenue) No. CER-8(18)/56-Central Excises, dated the 4th August 1956, the Central Government hereby exempts soaps of the description specified in column 2 of the Table hereto annexed, from so much of the duty leviable thereon as is in excess of the duty specified in the corresponding entry in column 3 thereof, subject to the following conditions:—

(a) the alkalies in any such soap shall consist only of sodium or potassium or a mixture of the two;

(b) such soap except that of the description specified in column 2 against items (ii) and (iii) of Serial No. 2 of the Table annexed hereto is not marketed in individual bars or cakes of less than one pound in weight;

(c) the products when liquid or semi-solid or solid are not marketed in individual containers of less than one pint (20 fluid ounces) in volume;

- (d) the products whether liquid, semi-solid or solid are not labelled or advertised as suitable for toilet or medicinal use;
- (e) such soap does not contain any liquid (other than water, glycerine, phenol, and deodorising agents) which brings it into a class commercially known as polishing soaps, solvent soaps or textile cleaning agents.

TABLE

S. No.	Description	Duty
1	2	3
1. Soap, in or in relation to the manufacture of which any process is ordinarily carried on with the aid of power or of steam for heating.		
Soap, whether solid, liquid or semi-solid containing—		
(i)	More than 10 per cent. but not more than 60 per cent. by weight of soap calculated as Sodium Palmitate (any rosin present being treated as palmitic acid for purposes of calculation);	Five rupees and four annas per cwt.
(ii)	10 per cent. or less than 10 per cent. by weight of soap calculated as Sodium Palmitate (any rosin present being treated as palmitic acid for purposes of calculation).	Two rupees and ten annas per cwt.
2. Soap, in or in relation to the manufacture of which no process has been carried on with the aid of power or of steam for heating.		
Soap whether solid, liquid or semi-solid containing—		
(i)	more than 30 per cent. but not more than 60 per cent. by weight of soap calculated as Sodium Palmitate (any rosin present being treated as palmitic acid for purposes of calculation);	Three rupees and annas fifteen per cwt.
(ii)	more than 10 per cent. but not more than 30 per cent. by weight of soap calculated as Sodium Palmitate (any rosin present being treated as palmitic acid for purposes of calculation);	Three rupees and one anna per cwt.
(iii)	10 per cent. or less than 10 per cent. by weight of soap calculated as Sodium Palmitate (any rosin present being treated as palmitic acid for purposes of calculation).	Two rupees per cwt.

[No. 54/59]

S. K. BHATTACHARJEE, Dy. Secy.

MINISTRY OF TRANSPORT & COMMUNICATIONS

(Department of Transport)

(Transport Wing)

MERCHANT SHIPPING

New Delhi, the 4th May 1959

G.S.R. 574.—In exercise of the powers conferred by sub-section (3) of section 26A of the Indian Merchant Shipping Act, 1923 (21 of 1923), the Central

Government hereby makes the following amendment in the Indian Merchant Shipping (Medical Examination) Rules, 1958, namely:—

In Annexure 'A' to the said Rules, after the words "Relaxation permissible in special cases", the words "at the discretion of the Director General of Shipping" shall be inserted.

[No. 12-MT(125)/58.]

S. K. VENKATACHALAM, Dy. Secy.

(Department of Transport)

(Transport Wing)

LIGHTHOUSES AND LIGHTSHIPS

New Delhi, the 12th May 1959

G.S.R. 575.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following amendment to the Department of Lighthouses and Lightships [Recruitment to Class I and Class II (Gazetted) non-technical posts] Rules, 1959, published with the notification of the Government of India in the Ministry of Transport & Communications (Department of Transport), G.S.R. 359 dated the 16th March, 1959, namely:—

In the Schedule to the said rules, in the entry in column II against item "(1) Administrative Officer", for the words "with years' experience", the words "with three years' experience" shall be substituted.

[No. 12-ML(88)/56.]

S. K. GHOSH, Dy. Secy.

(Department of Communications)

New Delhi, the 11th May 1959

G.S.R. 576.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the President hereby makes the following rules, namely:—

1. **Short Title.**—These rules may be called the Posts and Telegraphs Directorate (Recruitment to posts of Lift-men) Rules, 1959.

2. **Classification etc.**—The classification of the post and the scale of pay attached to it shall be as specified in items (2) and (3) of the said Schedule.

3. **Method of Recruitment etc.**—The method of recruitment, the age limits and other qualifications for recruitment to the post aforesaid, and other matters relating thereto, shall be as specified in items (4) and (5) of the Schedule aforesaid.

SCHEDULE

- | | |
|--|---|
| (1) Name of Post | Lift-Man. |
| (2) Its classification (whether gazetted or non-gazetted). | Non-gazetted, class IV post. |
| (3) Scale of Pay | Rs. 35—1—50. |
| (4) Method of recruitment. | Preference will be given to regularly appointed qualified class IV employees of the P&T Directorate. Where no suitable person from among them is available recruitment will be made through the Employment Exchange. The quota allotted to Scheduled Castes/Tribes will be strictly given to them and if the quota cannot be filled by recruitment from among the staff in the Directorate, members of the Scheduled Castes/Tribes will be recruited from the Employment Exchange to make up their quota. |

(5) For Direct recruitment only:

(a) Age limits:

18 to 25 with usual relaxation in case of candidates belonging to Scheduled Castes, Scheduled Tribes, Displaced persons etc., as the Government of India may from time to time prescribe. No maximum age-limit will apply in the case of Class IV officials of the P&T Directorate.

(b) Educational & other Qualifications required The candidates should have passed a Middle School Standard Examination and have experience in driving electric lifts with a little technical knowledge of Lifts.

(c) Period of probation/trial, if any:

One year.

NOTE:—No male candidate who has more than one wife living or no female candidate who has married a person having already a wife living shall be eligible for appointment to any of these posts; provided that the Government of India may, if it is satisfied that there are special grounds for doing so, exempt any such candidates from the operation of this rule.

[No. 15-4/59-Admn.]

B. G. DESHMUKH, Under Secy.

MINISTRY OF FOOD AND AGRICULTURE

(Department of Agriculture)

New Delhi, the 2nd May 1959

G.S.R. 577.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President directs that the following addition be made in the schedule to the Ministry of Food and Agriculture (Recruitment to Class I technical posts in Fisheries Division) Rules, 1958 published in the Ministry of Food and Agriculture (Department of Agriculture), Notification No. 1-19 (5)/57-Estt.I, dated the 11th September, 1958, namely:—

In the said schedule, after item 3 and the entries relating thereto, the following item and entries shall be inserted, namely:—

Recruitment Rules, for the Post of Assistant Director (Fishing Boats)

Name of post	No. of Posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits
1	2	3	4	5	6	7
(4) Assistant Director (Fishing Boats)	1	G.C.S. Class I (Gazetted)	Rs. 350--350--380-- 380--30--590-- EB-30--770-- 40--850.	N.A.	Below 40 years.	<p><i>Essential:—</i></p> <p>Degree in Naval Architecture of a recognised Institute or University.</p> <p>Qualifications relaxable at "Omissions" discretion in case of candidates otherwise well qualified.</p> <p><i>Desirable:—</i></p> <p>(i) Experience in designing fishing boats.</p> <p>(ii) Knowledge of Marine Engines.</p>

in the Fisheries Division of the Ministry of Food and Agriculture (Department of Agriculture)

Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotions	Period of probation if any	Method of rectt. whether by direct rectt. or by promotion or transfer & percentage of the vacancies to be filled by various methods	In case of rectt. by promotion/transfer which promotion to be made	If a DPC exists what is its composition	Circumstances in which U.P.S.C. is to be consulted in making recruitment
8	9	10	11	12	13
No.	6 months.	By direct recruitment.	N.A.	N.A.	As required under the rules.

[No. 1-19(5)/57-Estt.I.]

I. D. KHANNA, Under Secy.

(Department of Food)**ORDER***New Delhi, the 8th May 1959*

G.S.R. 578.—In pursuance of sub-clause (b) of clause 2 of the Wheat Roller Flour Mills (Licensing and Control) Order, 1957, the Central Government hereby appoints the following officers as Inspectors to exercise the powers and perform the duties of an Inspector under the said Order within their respective jurisdiction, namely:—

- (i) Shri H. G. V. Reddy, Joint Director (Food), Southern Region, Madras
vice Shri P. R. Dabak;
- (ii) Shri R. Rajagopalan, Deputy Director (Food), Southern Region, Madras
vice Shri H. G. V. Reddy;

and makes the following further amendment in the Government of India, Ministry of Food and Agriculture (Department of Food) notification S.R.O. No. 3082, dated the 25th September, 1957, namely:—

Amendment

In the Schedule to the said notification, for the existing items 9 and 33, the following items shall be substituted respectively, namely:—

- "9. Shri R. Rajagopalan, Deputy Director (Food), Southern Region, Madras.
- 33. Shri H. G. V. Reddy, Joint Director (Food), Southern Region, Madras."

[No. 7/1/59/FM.]

S. BANSI, Under Secy.

MINISTRY OF WORKS, HOUSING & SUPPLY*New Delhi, the 5th May 1959*

G.S.R. 579.—In exercise of the powers conferred by section 31 of the Petroleum Act, 1934 (30 of 1934), the Central Government hereby directs that to the Acts in the Schedule annexed to the Notification of the Government of India in the late Ministry of Works, Mines and Power No. P-104, dated the 4th May 1950, the following enactment shall be added at the end, namely:—

"The Hyderabad District Municipalities Act, 1956—(Hyderabad Act No. XVIII of 1956)."

[No. S&P-II-3(9)/59.]

(Central Boilers Board)*New Delhi, the 5th May 1959*

G.S.R. 580.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (V of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 30th June, 1959.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Boilers Board. Such objection or suggestion should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

In the said Regulations, in the list of Well-Known Steel-Makers in Appendix 'G', the following shall be added at the end, namely:—

Messrs. Lukens Steel Co., Coatesville, Pa., U.S.A.

[No. S&P-II/BL-21(6)/56.]

New Delhi, the 11th May 1959

G.S.R. 581.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 30th June, 1959.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Boilers Board. Such objection or suggestion should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

In the said Regulations:—

(i) For the heading of Chapter XI the following heading shall be substituted, namely:—

“Standard conditions for the design and construction of Economisers, Feed Pipes, Feed Heaters, and other similar vessels.”

(ii) After regulation 523, the following regulation shall be inserted, namely:—

“523A. *Feed heaters and similar vessels fitted to feed pipes.*—(a) Standard requirements, materials of construction and allowable working pressure.”

These shall comply with the requirements of Chapters I, II and III for riveted construction. If so welded construction, such vessels shall comply with the requirements of Chapter XII, provided that radiographic examination of welds may be waived, for pressures not exceeding 17.5 kg/cm² (250 lbs./sq. in.). For parts of vessels of composite construction, the requirements of the appropriate regulations of the above chapters shall be complied with as may be applicable to each such part.

(b) Working pressure.

Working pressures of all parts shall be determined by the appropriate formulae given in these regulations. Due consideration shall be given to the following additional points while calculating the stresses.

The stresses due to self-weight of vessels and its contents and any super-imposed vessel or other equipments, insulation and these due to static head, if any and pipes and other similar parts attached to the vessel.

(c) Safety valve requirements.

(i) Notwithstanding anything contained in Chapter VIII, every such vessel may be fitted with one safety valve. The valve may be set to blow at a pressure not in excess of 10 per cent. over the maximum allowable pressure for the vessel.

(ii) The aggregate area of the valves shall be not less than that of inlet feed pipe to the vessel.

(iii) The discharge passage shall be not less in area than $\frac{W}{CP}$ where

W is maximum weight of inlet water.

C=25.8 sq. cm. (4 sq. in.),

and P is the pressure at which the vessel is permitted to operate.

The safety valve shall in other respects comply with the requirements of Regulation 299 to 303.

The safety valve shall be capable of being lifted a distance such that the area of discharge edge shall not be less than the minimum aggregate area specified in clause (2) above.

(d) Inspection during construction, stamping and testing. These shall comply with the appropriate Regulations of Chapter I.

New Delhi, the 16th May 1959

G.S.R. 582.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 30th June, 1959.

Any objection or suggestion which may be received from any person with respect to the said draft before the date as specified will be considered by the Central Boilers Board. Such objection or suggestion should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

In the said Regulations—

For sub-clause (i) of clause (c) of regulation 154, the following shall be substituted, namely:—

“(i) The sighting hole doors and header caps shall be substantial and be capable of being removed or replaced from time to time without loss of efficiency or safety. They may be held in position either by means of bolts or by seal welding.”

[No. S&P-II/BL-20(15)/57-Pt. II.]

M. N. KALE, Secy.

MINISTRY OF LABOUR & EMPLOYMENT

New Delhi, the 8th May 1959

G.S.R. 583.—In exercise of the powers conferred by sub-section (1) of section 7 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby makes the following further amendment in the Employees' Provident Funds Scheme, 1952, namely:—

In the said Scheme, in clause (b) of sub-paragraph (3) of paragraph 1, sub-clause (x) shall be renumbered as sub-clause (xi) thereof and the following sub-clause shall be inserted as sub-clause (x), namely:—

“(x) as respects road motor transport establishments covered by the notification of the Government of India in the Ministry of Labour and Employment, G.S.R. 399 dated the 24th March, 1959, come into force on the 30th day of April, 1959”.

[No. P.F.-II/3(13)/58]

New Delhi, the 11th May 1959

G.S.R. 584.—In exercise of the powers conferred by sub-section (1) of section 7 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby makes the following further amendments in the Employees' Provident Funds Scheme, 1952, namely:—

In Chapter IV of the said Scheme—

(i) For the heading, the following heading shall be substituted, namely:—

“Membership of the Fund”.

(ii) For paragraph 26, the following paragraphs shall be substituted, namely:—

“26. *Classes of employees entitled and required to join the Fund.*—(1) (a) Every employee employed in or in connection with the work of a factory or other establishment to which this Scheme applies, other than an excluded employee shall be entitled and required to become a member of the Fund from the beginning of the month following that in which this paragraph comes into force in such factory or other establishment, if on the date of such coming into force he has completed one year's continuous service or has actually worked for not less than 240 days during a period of twelve months or less in that factory or other establishment or in any other factory or other establishment under the same employer, or partly in one and partly in the other.

(b) Every employee employed in or in connection with the work of a factory or other establishment to which this Scheme applies, other than an excluded employee shall also be entitled and required to

become a member of the Fund from the beginning of the month following that in which this paragraph comes into force in such factory or other establishment if, on the date of such coming into force, such employee is a subscriber to a provident fund maintained in respect of the factory or other establishment or in respect of any other factory or establishment under the same employer:

Provided that where the Scheme applies to a factory or other establishment on the expiry or cancellation of an order of exemption under section 17 of the Act, every employee who but for the exemption would have become and continued as a member of the Fund, shall become a member of the Fund forthwith.

- (2) After this paragraph comes into force in a factory or other establishment, every employee employed in or in connection with the work of that factory or establishment, other than an excluded employee, who has not become a member already shall also be entitled and required to become a member from the beginning of the month following that in which he completes one year's continuous service or has actually worked for not less than 240 days during a period of twelve months or less in that factory or other establishment or in any other factory or establishment under the same employer, or partly in one and partly in the other.
- (3) An excluded employee employed in or in connection with the work of a factory or other establishment to which this Scheme applies shall, on ceasing to be such an employee, be entitled and required to become a member of the Fund from the beginning of the month following that in which he ceased to be such employee, provided that on the date on which he ceases to be an excluded employee he has completed one year's continuous service or has actually worked for not less than 240 days during a period of twelve months or less in the factory or other establishment or in any other factory or establishment under the same employer or partly in one and partly in the other.
- (4) On re-election of an employee or a class of employees exempted under paragraph 27, or paragraph 27-A, to join the Fund or on the expiry or cancellation of an order under that paragraph, every employee, who but for such exemption would have become and continued as a member of the Fund, shall forthwith become a member thereof.
- (5) Every employee who is a member of a private provident fund maintained in respect of an exempted factory or other establishment and who, but for the exemption would have become and continued as a member of the Fund, shall on joining a factory or other establishment to which this Scheme applies, become a member of the Fund forthwith.
- (6) Notwithstanding anything contained in this paragraph, a Commissioner may, on the joint request in writing, of any employee of a factory or other establishment to which this Scheme applies and his employer, enrol such employee as a member or allow him to contribute on more than five hundred rupees of his pay per month if he is already a member of the Fund and thereupon such employee shall be entitled to the benefits and shall be subject to the conditions of the Fund, provided that the employer gives an undertaking in writing that he shall pay the administrative charges payable and comply with all statutory provisions in respect of such employee.

Explanation I.—For the purposes of this paragraph, "continuous service" shall mean uninterrupted service, but include service which is interrupted by sickness, accident, authorised leave, strike which is not illegal or involuntary unemployment.

Provided that an illegal strike shall not constitute a break in the service of an employee where his employer has condoned the break in continuous service due to such illegal strike or where an employee is continued in employment without prejudice to his continuity of service, either as a result of a settlement between him and the employer or an award.

Explanation II.—In computing the period of work for 240 days under this paragraph:

- (a) periods of involuntary unemployment caused by stoppage of work due to shortage of raw materials or fuel, changes in the line of production, breakdown of machinery or any other similar cause.

- (b) periods of authorised leave; and
- (c) in the case of a female employee, periods of maternity leave for any number of days not exceeding twelve weeks shall also be deemed to be days on which the employee has worked in the factory or other establishment.

Provided that subject to a maximum of 240 days, in respect of a seasonal factory or other establishment, an employee who, during the period a seasonal factory or other establishment was in operation during twelve months, has actually worked in the factory or other establishment for not less than 2/3rd of the period the factory or other establishment was in operation during those twelve months, shall be deemed to have completed one year's continuous service in the factory or other establishment.

- 26-A. *Retention of membership.*—(1) A member of the Fund shall continue to be a member until he withdraws under paragraph 69 the amount standing to his credit in the Fund or is covered by a notification of exemption under section 17 of the Act or an order of exemption under paragraph 27 or paragraph 27-A.

Explanation.—In the case of claim for refund by a member under sub-paragraph (2) of paragraph 69, the membership of the Fund shall be deemed to have been terminated from the date the payment is authorised to him by the authority specified in this behalf by Commissioner irrespective of the date of claim.

- (2) Every member employed as an employee other than an excluded employee, in a factory or other establishment to which this Scheme applies, shall contribute to the Fund, and the contribution shall also be payable to the Fund in respect of him by the employer. Such contribution shall be in accordance with the rate specified in paragraph 29.

Provided, that subject to the provisions contained in sub-paragraph (6) of paragraph 26 and in sub-paragraph (1) of paragraph 27, or sub-paragraph (1) of paragraph 27-A where the monthly pay of such a member exceeds five hundred rupees, the contribution payable by him, and in respect of him by the employer, shall be limited to the amounts payable on a monthly pay of five hundred rupees including dearness allowance and cash value of food concession.

- 26-B. *Resolution of Doubts.*—If any question arises whether an employee is entitled or required to become or continue as a member, or as regards the date from which he is so entitled or required to become a member, the decision thereon of the Regional Commissioner or, where a State Commissioner is appointed, of the State Commissioner shall be final:

Provided that no decision shall be given unless both the employer and the employed have been heard."

[No. PF. II, 54(13)/55.]

P. D. GAIHA, Under Secy.

MINISTRY OF INFORMATION AND BROADCASTING

New Delhi, the 8th May 1959

G.S.R. 585.—In exercise of the powers conferred by section 8 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby makes the following further amendment in the Cinematograph (Censorship) Rules, 1958, namely:—

In the said rules, rule 21 and rule 30 shall be omitted.

[No. 3/2/59-FC.CCR/Am/5.]

V. KUMAR, Dy. Secy.

New Delhi, the 9th May 1959

G.S.R. 586.—In exercise of the powers conferred by section 8 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby makes the following further amendment in the Cinematograph (Censorship) Rules, 1958, namely:—

In the said rules, in the second proviso to sub-rule (2) of rule 34 for the word "only" the words "or by change of a coloured film into black and white version only" shall be substituted.

[No. 5/5/58-FC/CCR.58 Am/4.]

D. R. KHANNA, Under Secy.

